

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Lizzette Vega-Ruiz,

Plaintiff,

-against-

Montefiore Medical Center,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 11/21/2019

1:17-cv-01804 (SDA)

JUDGMENT

It is hereby **ORDERED, ADJUDGED AND DECREED** that, after a Jury Trial before the Honorable Stewart D. Aaron, United States Magistrate Judge, the jury having returned a special verdict in favor of Defendants, the Complaint is hereby dismissed.

DATED: New York, New York
November 21, 2019

RUBY J. KRAJICK
Clerk of Court

BY:

R. Mango
Deputy Clerk

SO ORDERED:

Stewart D. Aaron
Stewart D. Aaron, United States Magistrate Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Lizzette Vega-Ruiz,

Plaintiff,

-against-

Montefiore Medical Center,

Defendant.

1:17-cv-01804 (SDA)

SPECIAL VERDICT FORM

LIABILITY: Americans with Disabilities Act; Rehabilitation Act; Patient Protection and Affordable Care Act; and New York State Human Rights Law

1. Has Plaintiff Lizzette Vega-Ruiz ("Plaintiff") proved, by a preponderance of the evidence, that Defendant Montefiore Medical Center ("Defendant") discriminated against her in violation of Title III of the Americans with Disabilities Act; the Rehabilitation Act; the Patient Protection and Affordable Care Act; and the New York State Human Rights Law?

_____ Yes

X No

If you marked "No" to the above question, please skip Question 2 and proceed to Question 3.

If you marked "Yes" to the above question, please proceed to Question 2.

Entitlement to Damages under the Rehabilitation Act and the Patient Protection and Affordable Care Act

2. Has Plaintiff proved, by a preponderance of the evidence, that Defendant was deliberately indifferent to Ms. Vega-Ruiz's rights under the Rehabilitation Act and the ACA?

_____ Yes

_____ No

Regardless of your answer to Question 2 please proceed to Question 3.

LIABILITY: New York City Human Rights Law

3. Has Plaintiff proved, by a preponderance of the evidence, that Defendant treated her less well, or denied her a reasonable accommodation, at least in part because of her disability, in violation of the New York City Human Rights Law?

_____ Yes

X No

If you did not answer "Yes" to any of the preceding questions, your deliberations are complete and you should not answer any of the following questions.

If you marked "Yes" to Question 1, 2 and/or 3, please proceed to the DAMAGES section below.

DAMAGES

4.

- a. Compensatory Damages: Please state the amount of compensatory damages, if any, to which Plaintiff has proved, by a preponderance of the evidence, that she is entitled:

\$ 0

- b. Nominal Damages: If you did not award any compensatory damages under Question 4(a), please state the amount of nominal damages, if any, you award to Plaintiff (enter sum not to exceed \$1.00):

\$ 0

If your answer to Questions 4(a) or 4(b) is more than \$0 and you marked "Yes" to Question 3, please proceed to Question 5.

If your answer to Question 4(a) and 4(b) is \$0 and/or you did not mark "Yes" to Question 3, your deliberations are complete.

5. Punitive Damages: Has Plaintiff proved, by a preponderance of the evidence, that she is entitled to punitive damages from the defendant based on a violation of the New York City Human Rights Law?

 Yes

X No

If you marked "No" to Question 5, your deliberations are complete.

If you marked "Yes" to Question 5, please proceed to Question 5(A) below.

- a. Please state the amount of punitive damages to which Plaintiff has proved, by a preponderance of the evidence, that she is entitled against Defendant:

\$

Your deliberations are complete. Please sign and date this Verdict Sheet and return it to the Marshal.

Scott Breithart
Foreperson
[Signature]
[Signature]
[Signature]

[Signature]
[Signature]
[Signature]
[Signature]

Dated: New York, New York

November 20, 2019